

Customer No.: 31561  
Application No.: 10/707,084  
Docket No.: 10722-US-PA

### REMARKS

#### Present Status of the Application

In the Office Action, claims 11, 14-17 and 21 are rejected. Specifically, claims 11, 14-17 and 21 are rejected under 35 USC §103(a) as being unpatentable over Onishi (U.S. Application No. 2003/0146444) in view of Mouri (U.S. Patent No. 6,495,852) further in view of Moustakas et al. (U.S. Patent No. 5,677,538). In addition, claims 1-5 and 7-10 are allowed and 18-20 are allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicants would like to thank the Examiner for the allowance of claims 1-5, 7-10 and 18-20.

#### Response to Claims Rejections under 35 USC§103

Applicant has amended claim 11, 19, and 20 and cancelled claims 18 to overcome the rejection. The amended claim 11 are patentable over prior art because prior fail to establish the nucleation layer.

If independent claim 11 is allowable over the prior art of record, then its dependent claims 14-17 and 21 are allowable as a matter of law, because these dependent claims contain all features/elements/steps of its respective independent claim 11.

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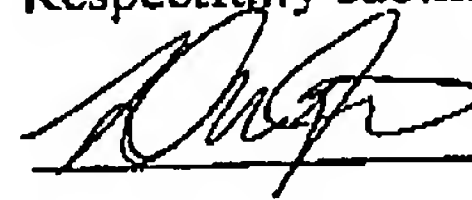
**CONCLUSION**

For at least the foregoing reasons, it is believed that all pending claims 1-5, 7-11, 14-17, and 19-21 are in proper condition for allowance. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

Date :

7/26/2006

Respectfully submitted,



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